
**ORDINARY MEETING OF GRIFFITH CITY COUNCIL
HELD IN GRIFFITH CITY COUNCIL CHAMBERS ON
TUESDAY, 28 JULY 2026 COMMENCING AT 7:07 PM**

PRESENT

The Mayor, Councillor Doug Curran in the Chair; Councillors, Christine Stead, Jenny Ellis, Anne Napoli, Mark Dal Bon, Scott Groat, Tony O'Grady and Shari Blumer

STAFF

General Manager, Scott Grant, Director Business, Cultural, Financial Services, Matthew Hansen, Director Economic & Organisational Development, Shireen Donaldson, Director Utilities, Graham Gordon, Director Infrastructure & Operations, Phil King, Director Sustainable Development, Joe Rizzo and Minute Takers, Leanne Austin and Jessica Bertacco

MEDIA

Nil

1 COUNCIL ACKNOWLEDGEMENTS

The Meeting opened with Councillor Anne Napoli reading the Opening Affirmation and the Acknowledgement of Country.

2 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK BY COUNCILLORS

26/185

RESOLVED on the motion of Councillors Shari Blumer and Tony O'Grady that an apology be received from Councillor Laurie Testoni and a leave of absence granted.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

3 CONFIRMATION OF MINUTES

26/186

RESOLVED on the motion of Councillors Christine Stead and Tony O'Grady that the minutes of the Ordinary Meeting of Council held in Griffith City Council Chambers on 16 June 2026, having first been circulated amongst all members of Council, be confirmed.

For

Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

4 BUSINESS ARISING

Nil.

5 DECLARATIONS OF INTEREST

Pecuniary Interests

Councillors making a pecuniary interest declaration are required to leave the meeting during consideration of the matter and not return until the matter is resolved.

Councillor Shari Blumer
CL05 Renewal of Lease Agreement
Reason – The business that I work for and have an interest in, often drafts these leases.

Significant Non-Pecuniary Interests

Councillors making a significant non-pecuniary interest declaration are required to leave the meeting during consideration of the matter and not return until the matter is resolved.

Councillor Anne Napoli
CL10 Request for Support 10th Anniversary Community Gala Dinner in Support of St. Vincent's Private Community Hospital
Reason – I am one of the organizers for this Event.

Less Than Significant Non-Pecuniary Interests

Councillors making a less than significant non-pecuniary interest declaration may stay in the meeting and participate in the debate and vote on the matter.

Councillor Anne Napoli
CL11 Summary Development Application DA 57/2026 for Electricity Generating Works Comprising a 7.1mw Solar Farm and 5mw Battery Energy Storage System (BESS) at 11 Duchatel Road, Griffith
Reason – I have received phone calls and emails in regards to this DA.

Councillor Anne Napoli

Notice of Motion by Councillor Jenny Ellis

Reason – I have received phone calls in regards to this Notice of Motion.

6 PRESENTATIONS

Nil

7 MAYORAL MINUTES

Nil

8 GENERAL MANAGER'S REPORT

CL01 DA 48/2026 - ELECTRICITY GENERATING WORKS – 5MW BATTERY ENERGY STORAGE SYSTEM (BESS)

26/187

RESOLVED on the motion of Councillors Shari Blumer and Tony O'Grady that:

- (a) Development Application No. 48/2026 for Electricity Generating Works – 5MW Battery Energy Storage System at lot 2 DP 1126055, 37 Hanwood Avenue HANWOOD, be approved subject to draft conditions of consent.
- (b) The application be delegated to the Director Sustainable Development for the issue of the Notice of Determination.

In accordance with the Local Government Action (section 375A - Recording of voting on planning matters) Council must record the Councillor's vote in relation to the matter.

For
Mayor, Councillor Doug Curran
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Shari Blumer

Against
Councillor Christine Stead
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat

The division was declared EQUAL

The Mayor used his casting vote to vote for the motion and declared the motion CARRIED.

CL02 SUSTAINABLE COMMUNITIES PROGRAM - BUSINESS AND INDUSTRY ROUND

26/188

RESOLVED on the motion of Councillors Shari Blumer and Christine Stead that Council approve the lodgement of the following applications for funding under the Sustainable Communities – Business and Industry Round.

- (a) Business Capability and Growth Hub
Total Project Cost - \$362,360
Grant - \$270,300
Co-contribution - \$92,060.

(b) Event Space Activation – Community Gardens

Total Project Cost - \$2,129,860

Grant - \$1,578,860

Co-contribution - \$551,000.

(c) Council to rank the applications in the following order:

1. Community Gardens
2. Business Capability and Growth Hub.

For

Mayor, Councillor Doug Curran

Councillor Christine Stead

Councillor Jenny Ellis

Councillor Tony O'Grady

Councillor Shari Blumer

Against

Councillor Anne Napoli

Councillor Mark Dal Bon

Councillor Scott Groat

The division was declared PASSED by 5 votes to 3.

CL03 REGIONAL AIRPORT PROGRAM - ROUND 5

26/189

RESOLVED on the motion of Councillors Christine Stead and Tony O'Grady that:

- (a) Council endorse Griffith City Council providing the required co-contribution for automation of security gates at Griffith Regional Airport should the application submitted under Regional Airports Program – Round 5 be successful.
- (b) Council authorise the General Manager to execute any documentation required to accept the funding and deliver the project should the application be successful.

For

Mayor, Councillor Doug Curran

Councillor Christine Stead

Councillor Jenny Ellis

Councillor Anne Napoli

Councillor Mark Dal Bon

Councillor Scott Groat

Councillor Tony O'Grady

Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

CL04 APPLICATION TO 2026 NSWRL INFRASTRUCTURE INVESTMENT FUND

26/190

RESOLVED on the motion of Councillors Tony O'Grady and Christine Stead that:

- (a) Council endorse the lodgement of an application for funding to the 2026 NSWRL Infrastructure Investment Fund.
- (b) If successful, Council support the application with 50% Co-contribution made through a budget adjustment at the quarterly review depending on elements that are funded.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

Councillor Shari Blumer left the meeting having declared a pecuniary interest, the time being 7:44 pm.

**CL05 RENEWAL OF LEASE AGREEMENT - ST VINCENT'S PRIVATE HOSPITALS LTD
- 41-45 ANIMOO AVENUE, GRIFFITH**

26/191

RESOLVED on the motion of Councillors Scott Groat and Anne Napoli that:

- (a) Council enters into a lease agreement with St Vincent's Private Hospitals over Lot 1 DP 1043580, 41-45 Animoo Avenue, Griffith for a term of 5 years, commencing 1 October 2026, with a further option of 5 years.
- (b) Each party is responsible to pay their own legal costs and other associated charges in relation to the preparation of the lease agreement. The lessee will be responsible to pay Council's administration fee in accordance with Council's adopted Revenue Policy.
- (c) The annual lease fee payable by St Vincent's Private Community Hospital (SVPCH) is a nominal rental of \$1.00 per annum.

SVPCH is required to make a Sinking Fund Contribution of \$65,000 plus GST per annum, plus CPI for the term of the new agreement until the balance of the Sinking Fund reaches \$500,000.
- (d) Council authorise the Mayor and General Manager to execute the lease agreement on behalf of Council under the Common Seal.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady

Against

The division was declared PASSED by 7 votes to 0.

Councillor Shari Blumer returned to the meeting at 7:46 pm.

CL06 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE NOVEMBER 2026

26/192

RESOLVED on the motion of Councillors Christine Stead and Scott Groat that:

- (a) Two Councillors, being Councillors Shari Blumer and Jenny Ellis and the General Manager (or his delegate) attend the 2026 Local Government NSW Annual Conference to be held at WIN Sports & Entertainment Centres, Wollongong from Sunday 22 to Tuesday 24 November 2026.
- (b) Expenses for attendance at the 2026 Local Government NSW Annual Conference be paid in accordance with Council policy.
- (c) Council determine any motion(s) for inclusion in the Conference business paper such that they can be lodged with LGNSW by the deadline being Wednesday 30 September 2026. These draft motions are to be submitted to the General Manager by Friday 4 September 2026 to enable them to be reported to Council and endorsed.
- (d) Council confirm the two voting delegates at the LGNSW Conference to be Councillors Shari Blumer and Jenny Ellis.

For

Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

CL07 REVIEW OF COUNCIL'S AGENCY INFORMATION GUIDE 2026

26/193

RESOLVED on the motion of Councillors Shari Blumer and Tony O'Grady that Council adopt the revised Agency Information Guide 2025 as per the requirements of the Government Information (Public Access) Act 2009.

For

Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

CL08 REVIEW OF PRIVACY MANAGEMENT POLICY AND PLAN

26/194

RESOLVED on the motion of Councillors Tony O'Grady and Jenny Ellis that:

- (a) Council endorse the Privacy Management Policy and draft Privacy Management Plan and place the documents on exhibition for a period of 28 days.
- (b) Should any submissions be received, a report be provided to Council.
- (c) Should no submissions be received, the Privacy Management Policy and draft Privacy Management Plan be considered adopted as at the end date of the public exhibition period.

For

Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

CL09 2026 NATIONAL LOCAL ROADS, TRANSPORT AND INFRASTRUCTURE CONGRESS

26/195

RESOLVED on the motion of Councillors Mark Dal Bon and Christine Stead that no Councillors attend the 2026 National Local Roads, Transport and Infrastructure Congress in Cairns Queensland 24 to 25 August 2026.

For

Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

Councillor Anne Napoli left the meeting having declared a significant non-pecuniary interest, the time being 7:50 pm.

**CL10 REQUEST FOR SUPPORT – 10TH ANNIVERSARY COMMUNITY GALA DINNER
IN SUPPORT OF ST VINCENT’S PRIVATE COMMUNITY HOSPITAL GRIFFITH**

26/196

RESOLVED on the motion of Councillors Doug Curran and Shari Blumer that:

- (a) Council become a Platinum Sponsor to the value of \$10,000, to support of St Vincent’s Private Community Hospital Griffith 10th Anniversary Gala Dinner and;
- (b) Should Council endorse Platinum Sponsorship to the value of \$10,000 in support St Vincent’s Private Community Hospital Griffith 10th Anniversary Gala Dinner, an amendment to the 2026/27 Budget to increase line item 92210.298 Industry, Attraction & Development – Sponsorship from \$4,500 to \$14,500 will need to be made via the September 2026 Quarterly Review.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Shari Blumer

Against
Councillor Mark Dal Bon
Councillor Tony O’Grady

The division was declared PASSED by 5 votes to 2.

Councillor Anne Napoli returned to the meeting at 7:56 pm.

9 INFORMATION REPORTS

**CL11 SUMMARY DEVELOPMENT APPLICATION DA 57/2026 FOR ELECTRICITY
GENERATING WORKS COMPRISING A 7.1MW SOLAR FARM AND 5MW BATTERY
ENERGY STORAGE SYSTEM (BESS) AT 11 DUCHATEL ROAD, GRIFFITH**

MOVED on the motion of Councillors Tony O’Grady and Scott Groat that the report be noted by Council.

Councillors Anne Napoli and Christine Stead moved the following AMENDMENT that:

- (a) The report be noted by Council.
- (b) Council obtain independent legal advice from specialist planning counsel regarding if there are reasonable prospects of challenging the WRPP determination and report the advice back to Council.

For
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Shari Blumer

Against
Mayor, Councillor Doug Curran
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O’Grady

The division was declared EQUAL

The Mayor used his casting vote to vote against the amendment and declared the amendment LOST.

Councillors Scott Groat and Mark Dal Bon moved the following AMENDMENT that Council

put this matter forward to a Land and Environment judicial review.

For
Councillor Christine Stead
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat

Against
Mayor, Councillor Doug Curran
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Shari Blumer

The division was declared EQUAL

The Mayor used his casting vote to vote against the amendment and declared the amendment LOST.

26/197

RESOLVED on the motion of Councillors Tony O'Grady and Scott Groat that the report be noted by Council.

For
Mayor, Councillor Doug Curran
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Shari Blumer

Against
Councillor Christine Stead
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat

The division was declared EQUAL

The Mayor used his casting vote to vote for the motion and declared the motion CARRIED.

CL12 NEW STATE PLANNING ENTITY - DEVELOPMENT COORDINATION AUTHORITY (DCA)

26/198

RESOLVED on the motion of Councillors Shari Blumer and Tony O'Grady that the report be noted by Council.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

CL13 COUNCILLOR CONDUCT FRAMEWORK REFORM

26/199

RESOLVED on the motion of Councillors Tony O'Grady and Christine Stead that the report be noted by Council.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

CL14 OLG CIRCULAR - CODE OF MEETING PRACTICE

26/200

RESOLVED on the motion of Councillors Christine Stead and Jenny Ellis that Council note the report.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

CL15 QUESTIONS TAKEN ON NOTICE

26/201

RESOLVED on the motion of Councillors Tony O'Grady and Christine Stead that the report be noted by Council.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

Councillor Dal Bon asked a question regarding options for the eradication of Prickly Pear at Griffith Pioneer Park Museum. This was TAKEN ON NOTICE.

CL16 INVESTMENTS AS AT 30 APRIL 2026

26/202

RESOLVED on the motion of Councillors Scott Groat and Shari Blumer that the report be noted by Council.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

Councillor Jenny Ellis left the meeting, the time being 8:37 pm.

CL17 2026 NSW LOCAL ROADS CONGRESS

26/203

RESOLVED on the motion of Councillors Tony O'Grady and Christine Stead that the report be noted by Council.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 7 votes to 0.

10 ADOPTION OF COMMITTEE MINUTES

Councillor Jenny Ellis returned to the meeting at 8:39 pm.

Councillor Shari Blumer left the meeting, the time being 8:40 pm.

Councillor Shari Blumer returned to the meeting at 8:41 pm.

Councillor Anne Napoli left the meeting, the time being 8:40 pm.

MINUTES OF THE FLOODPLAIN MANAGEMENT COMMITTEE MEETING HELD ON 11 JUNE 2026

26/204

RESOLVED on the motion of Councillors Scott Groat and Christine Stead that the recommendations as detailed in the Minutes of the Floodplain Management Committee

meeting held on 11 June 2026 be adopted.

For

Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 7 votes to 0.

Councillor Anne Napoli returned to the meeting at 8:43 pm.

MINUTES OF THE LOCAL TRAFFIC FORUM MEETING HELD ON 14 JULY 2026

26/205

RESOLVED on the motion of Councillors Tony O'Grady and Christine Stead that the recommendations as detailed in the Minutes of the Local Traffic Forum meeting held on 14 July 2026 be adopted.

For

Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

MINUTES OF THE DISABILITY INCLUSION & ACCESS COMMITTEE MEETING HELD ON 17 JUNE 2026

26/206

RESOLVED on the motion of Councillors Shari Blumer and Tony O'Grady that the recommendations as detailed in the Minutes of the Disability Inclusion & Access Committee meeting held on 17 June 2026 be adopted.

For

Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

11 BUSINESS WITH NOTICE – RESCISSION MOTIONS

Nil

12 BUSINESS WITH NOTICE – OTHER MOTIONS

NOTICE OF MOTION - COUNCILLOR JENNY ELLIS

MOVED on the motion of Councillors Jenny Ellis and Tony O'Grady that Council:

- (a) Prepare and present to Council a draft policy governing the use of Council-owned banner poles and banner infrastructure located within the Griffith CBD, including Banna Avenue and other principal streets.

Ensure the policy includes:

- Eligibility criteria for organisations seeking to display banners;
- A clear application, assessment and approval process;
- Assessment criteria for banner content and messaging;
- Guidelines that consider community impact and the appropriate use of Council-owned public infrastructure;
- Priority arrangements for Council events, civic occasions, significant community events and approved promotional campaigns;
- Duration and timing of banner displays;
- Responsibilities for banner design, installation, maintenance and removal;
- A transparent decision-making framework that promotes fairness, consistency and equitable access for all applicants.

For
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Tony O'Grady

Against
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Scott Groat
Councillor Shari Blumer

The division was declared EQUAL

The Mayor used his casting vote to vote against the motion and declared the motion LOST.

NOTICE OF MOTION - COUNCILLOR SCOTT GROAT

MOVED on the motion of Councillors Scott Groat and Mark Dal Bon that Griffith City Council has imposed a 32% mixed waste per tonne charge increase from \$209 per tonne to \$276 per tonne. Given the current and projected economic situation of Griffith this increase is unsustainable and needs to be reviewed back to a gradual increase of 5% per annum or align with the consumer price index.

- (a) Council create a new waste category – contractor waste deliveries for mixed waste, applicable to commercial waste contractors at a fee of \$200 per tonne excluding GST.
- (b) Council investigate and present a detailed report back to Council on the proposed costs of Maintaining and building landfill operations and efficiency measures that can be implemented.
- (c) Council investigate the revenue from billing under the mixed waste (per tonne) charge

since 1/7/26 and the mechanism for a potential rebate at these costs.

For
Councillor Christine Stead
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat

Against
Mayor, Councillor Doug Curran
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Shari Blumer

The division was declared EQUAL

The Mayor used his casting vote to vote against the motion and declared the motion LOST.

NOTICE OF MOTION - COUNCILLOR SHARI BLUMER

26/207

RESOLVED on the motion of Councillors Shari Blumer and Jenny Ellis that:

- 1) Council endorse, in principle, the inclusion of two new Australia Day Awards categories: Arts and Cultural Contribution Award; and Arts and Cultural Event of the Year.
- 2) The proposed two new categories and the current Awards Policy go on public exhibition for community submissions.
- 3) The proposed Awards inclusions and Awards Policy go to a Council workshop for discussion.
- 4) Council request the General Manager prepare a report and draft amendments to the Australia Day Awards Policy GOV-CP-401 for Council consideration at the next appropriate Council meeting.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against
Councillor Anne Napoli
Councillor Mark Dal Bon

The division was declared PASSED by 6 votes to 2.

NOTICE OF MOTION - COUNCILLOR MARK DAL BON

MOVED on the motion of Councillors Mark Dal Bon and Christine Stead:

Can council adopt a policy. On signage on billboards and posters and any other visual advertisement to the public. That are on council land. Road easement's land. And crown land and all other land in the local LGA that focus on what can and what cannot be advertised. Eg political and offensive material. And size requirements.

For
Councillor Christine Stead
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat

Against
Mayor, Councillor Doug Curran
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Shari Blumer

The division was declared EQUAL

The Mayor used his casting vote to vote against the motion and declared the motion LOST.

13 OUTSTANDING ACTION REPORT

26/208

RESOLVED on the motion of Councillors Christine Stead and Tony O'Grady that the report be noted.

14 MATTERS TO BE DEALT WITH BY CLOSED COUNCIL

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2021, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Set out below is Section 10A(2) of the Local Government Act 1993 in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (a) personnel matters concerning particular individuals (other than Councillors)**
- (b) the personal hardship of any resident or ratepayer**
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business**
- (d) commercial information of a confidential nature that would, if disclosed:**
 - (i) prejudice the commercial position of the person who supplied it, or**
 - (ii) confer a commercial advantage on a competitor of the Council, or**
 - (iii) reveal a trade secret**
- (e) information that would, if disclosed, prejudice the maintenance of law**
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property**
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege**
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on Community land.**
- (i) alleged contraventions of any code of conduct requirements applicable under section 440 of the Local Government Act 1993.**

26/209

RESOLVED on the motion of Councillors Christine Stead and Mark Dal Bon that:

- (a) Council resolve to go into closed Council to consider business identified.**
- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provision of section [10A(2)] as outlined above.**
- (c) The correspondence and reports relevant to the subject business be withheld from**

access to the media and public as required by section 11(2) of the Local Government Act 1993.

Council resolved that members of the press and public be excluded from the meeting during consideration of the items listed below, and that discussion of the report in open Council would be contrary to the public interest.

CC01 TENDER NO. 20-25/26 - GWTP - DESIGN & SUPPLY OF POWDER ACTIVATED CARBON DOSING SYSTEM

Reason: Commercial Advantage 10A(2)(d)

Council closed its meeting at 9:29 pm. The public and media left the Chamber. Livestream was disconnected.

REVERSION TO OPEN COUNCIL

26/210

RESOLVED on the motion of Councillors Christine Stead and Tony O'Grady that Open Council be resumed.

For
Mayor, Councillor Doug Curran
Councillor Christine Stead
Councillor Jenny Ellis
Councillor Anne Napoli
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Tony O'Grady
Councillor Shari Blumer

Against

The division was declared PASSED by 8 votes to 0.

Open Council resumed at 9:32 pm.

Livestream was reconnected.

Upon resuming open Council the General Manager reported that the following resolutions had been made in Closed Council:

MATTERS DEALT WITH IN CLOSED COUNCIL

CC01 TENDER NO. 20-25/26 - GWTP - DESIGN & SUPPLY OF POWDER ACTIVATED CARBON DOSING SYSTEM

26/211

RESOLVED on the motion of Councillors Tony O'Grady and Christine Stead that:

- (a) Council, in accordance with Section 178(1) (b) of the Local Government Regulation 2021, reject all tenders submitted for Tender No. 20-25/26: GWTP - Design & Supply of Powder Activated Carbon Dosing System due to Insufficient detail provided by the submissions received to address the Scope and Scale of the project.
- (b) Council, in accordance with Section 178(4) (a) of the Local Government Regulation 2021, does not need to call fresh tenders for Tender No. 20-25/26: GWTP - Design & Supply of Powder Activated Carbon Dosing System as there are suitably qualified and experienced tenderers available to negotiate with.

- (c) At the completion of negotiations, a further report to be presented to Council recommending the preferred contractor.

For

Mayor, Councillor Doug Curran

Councillor Christine Stead

Councillor Jenny Ellis

Councillor Anne Napoli

Councillor Tony O'Grady

Councillor Shari Blumer

Against

Councillor Mark Dal Bon

Councillor Scott Groat

The division was declared PASSED by 6 votes to 2.

There being no further business the meeting terminated at 9:36 pm.

Confirmed:

CHAIRPERSON